

HOUSE JOURNAL

SEVENTY-NINTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FIFTY-SEVENTH DAY — WEDNESDAY, APRIL 27, 2005

The house met at 10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 415).

Present — Mr. Speaker; Allen, A.; Allen, R.; Alonzo; Anchia; Anderson; Bailey; Baxter; Berman; Blake; Bohac; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Callegari; Campbell; Casteel; Castro; Chavez; Chisum; Coleman; Cook, B.; Cook, R.; Corte; Crabb; Crownover; Davis, J.; Dawson; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; Elkins; Escobar; Farabee; Farrar; Flores; Flynn; Frost; Gallego; Gattis; Geren; Giddings; Gonzales; Gonzalez Toureilles; Goodman; Goolsby; Griggs; Grusendorf; Guillen; Haggerty; Hamilton; Hamric; Hardcastle; Harper-Brown; Hartnett; Herrero; Hilderbran; Hill; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hughes; Hunter; Hupp; Isett; Jackson; Jones, D.; Jones, J.; Keel; Keffer, B.; Keffer, J.; King, P.; King, T.; Kolkhorst; Krusee; Kuempel; Laney; Laubenberg; Leibowitz; Luna; Madden; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Mowery; Naishtat; Nixon; Oliveira; Olivo; Orr; Otto; Paxton; Peña; Phillips; Pickett; Pitts; Puente; Quintanilla; Raymond; Reyna; Riddle; Ritter; Rodriguez; Rose; Seaman; Smith, T.; Smith, W.; Smithee; Solis; Solomons; Strama; Straus; Swinford; Talton; Taylor; Thompson; Truitt; Turner; Van Arsdale; Veasey; Villarreal; Vo; West; Wong; Woolley; Zedler.

Absent — Davis, Y.; Hegar; Noriega, M.; Uresti.

The invocation was offered by Dr. Sal Sberna, pastor, Metropolitan Baptist Church, Houston, as follows:

Dear God, we begin today by thanking you for creating such a beautiful world in which for us to live and granting to us the blessing of living in Texas. We recognize that it is you who have ordained this day and have ordered our steps, so may we be pleasing to you in the meditations of our heart and the words which come from our mouths.

We take great confidence today that you, O Lord, have decreed the necessity for government and have called the men and women of this legislature to the high position of serving the people of Texas. As you have the power to turn the heart of the king in the direction you so desire, we pray that you turn our hearts to understand and do your bidding. God, it is you who does not value one man above another, so we ask you to deliver us from our prejudice and bias and grant that all we do today would be done to promote the welfare of all Texans.

God of all wisdom, we bow before you today and ask that you would be gracious and give to us wisdom as we deliberate what is best for the people whom we serve. It is you, God, who have delighted in diversity yet hold all things together in unity. May we endeavor to do the same today. When in our deliberations we find ourselves at an impasse give us the grace to consider the needs of others greater than our own and the good of all more desirable than the good of one.

God of grace and mercy, we ask you to rest your hand of favor upon us today for we are only dust and desire that you add your super to our natural. Eternal God, we are temporal and you hold time in your hand. May you give us the ability to leverage the gifts of time and ability to seize the opportunity to make an eternal difference in the lives of the people which we are called by you to serve. At the end of this day, as we pillow our heads, may we be able to say with confidence that we have been used by you to secure a better life for the people of our great state. I ask these things in Jesus' name.

The speaker recognized Representative Van Arsdale who led the house in the pledges of allegiance to the United States and Texas flags.

REGULAR ORDER OF BUSINESS SUSPENDED

On motion of Representative Talton and by unanimous consent, the reading and referral of bills was postponed until just prior to adjournment.

CAPITOL PHYSICIAN

The speaker recognized Representative Baxter who presented Dr. Mark Eidson of Weatherford as the "Doctor for the Day."

The house welcomed Dr. Eidson and thanked him for his participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

(Baxter in the chair)

HR 1334 - ADOPTED (by Laney)

Representative Laney moved to suspend all necessary rules to take up and consider at this time **HR 1334**.

The motion prevailed.

The following resolution was laid before the house:

HR 1334, Welcoming citizens of Big Spring, Forsan, and Coahoma to the Capitol for Big Spring Area Day on April 27, 2005.

HR 1334 was read and was adopted.

On motion of Representative Crownover, the names of all the members of the house were added to **HR 1334** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Laney who introduced citizens from the Big Spring area.

**HR 1337 - ADOPTED
(by Hughes)**

Representative Hughes moved to suspend all necessary rules to take up and consider at this time **HR 1337**.

The motion prevailed.

The following resolution was laid before the house:

HR 1337, Honoring the Mineola Memorial Library on the 55th anniversary of its founding.

HR 1337 was adopted.

**HR 1377 - ADOPTED
(by Hunter)**

Representative Hunter moved to suspend all necessary rules to take up and consider at this time **HR 1377**.

The motion prevailed.

The following resolution was laid before the house:

HR 1377, Congratulating the students who live as Youth Doing Service Above Self in Texas.

HR 1377 was adopted.

**HR 1297 - ADOPTED
(by Swinford)**

Representative Swinford moved to suspend all necessary rules to take up and consider at this time **HR 1297**.

The motion prevailed.

The following resolution was laid before the house:

HR 1297, Recognizing April 27, 2005, as Abstinence Awareness Day and welcoming the Abstinence Council of Texas to the Capitol.

HR 1297 was read and was adopted.

INTRODUCTION OF GUESTS

The chair recognized Representative Swinford who introduced members of the Abstinence Council of Texas.

**HR 1366 - ADOPTED
(by Anderson)**

Representative Anderson moved to suspend all necessary rules to take up and consider at this time **HR 1366**.

The motion prevailed.

The following resolution was laid before the house:

HR 1366, Congratulating Stuart Smith of Waco on becoming the first American to complete the Adventure Grand Slam.

HR 1366 was read and was adopted.

INTRODUCTION OF GUEST

The chair recognized Representative Anderson who introduced Stuart Smith.

HR 1357 - ADOPTED (by Bonnen)

Representative Bonnen moved to suspend all necessary rules to take up and consider at this time **HR 1357**.

The motion prevailed.

The following resolution was laid before the house:

HR 1357, Honoring Jimmy Jackson of Angleton for constructing a memorial for American soldiers killed in Iraq.

HR 1357 was read and was adopted.

INTRODUCTION OF GUESTS

The chair recognized Representative Bonnen who introduced Jimmy and Mary Jackson.

HR 1345 - ADOPTED (by Taylor)

Representative Taylor moved to suspend all necessary rules to take up and consider at this time **HR 1345**.

The motion prevailed.

The following resolution was laid before the house:

HR 1345, Honoring members of the League City Chamber of Commerce on the occasion of their visit to the State Capitol.

HR 1345 was read and was adopted.

(Speaker in the chair)

HR 1353 - ADOPTED (by Martinez)

Representative Martinez moved to suspend all necessary rules to take up and consider at this time **HR 1353**.

The motion prevailed.

The following resolution was laid before the house:

HR 1353, Honoring officials from Tamaulipas, Mexico, on the occasion of their visit to the State Capitol.

HR 1353 was read and was adopted.

On motion of Representative Peña, the names of all the members of the house were added to **HR 1353** as signers thereof.

INTRODUCTION OF GUESTS

The speaker recognized Representative Martinez who introduced Amir Gomez Tueme, speaker of the house and state representatives from Tamaulipas, Mexico.

(Uresti and Hegar now present)

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of personal business:

M. Noriega on motion of J. Davis.

HR 1379 - ADOPTED (by Luna)

Representative Luna moved to suspend all necessary rules to take up and consider at this time **HR 1379**.

The motion prevailed.

The following resolution was laid before the house:

HR 1379, Honoring the participants of Feria de las Flores in Corpus Christi.

(Bonnen in the chair)

HR 1379 was read and was adopted.

RESOLUTIONS ADOPTED

Representative Flores moved to suspend all necessary rules to take up and consider at this time **HR 1302, HR 1303, HR 1304, HR 1305, HR 1306, HR 1307, HR 1308, HR 1309, HR 1310, HR 1311, HR 1312, HR 1313, HR 1314, HR 1315, HR 1316, HR 1317, HR 1318, HR 1319, HR 1320, HR 1321, HR 1322, HR 1323, HR 1324, HR 1325, HR 1326, HR 1327, HR 1328, HR 1329, HR 1330, HR 1331, HR 1332**.

The motion prevailed.

The following resolutions were laid before the house:

HR 1302 (by Flores), In memory of Travis W. Attaway.

HR 1303 (by Flores), In memory of A. Andrew Barcena.

HR 1304 (by Flores), In memory of John Murphy Bennet.

HR 1305 (by Flores), In memory of Frank Manuel Cantu, Jr.

HR 1306 (by Flores), In memory of Frank Scott Claborn.

HR 1307 (by Flores), In memory of Charles R. Clark.

HR 1308 (by Flores), In memory of Joseph Thomas Cushman.

HR 1309 (by Flores), In memory of Toby Ray Dirickson.

- HR 1310** (by Flores), In memory of Amy Lynn Donovan.
HR 1311 (by Flores), In memory of Michael A. Fitzgerald.
HR 1312 (by Flores), In memory of John David Garcia.
HR 1313 (by Flores), In memory of Jesus A. Garza.
HR 1314 (by Flores), In memory of Robert D. Haley, Sr.
HR 1315 (by Flores), In memory of Jose Arturo (Joe) Herrera.
HR 1316 (by Flores), In memory of Gregory Lei Hunter.
HR 1317 (by Flores), In memory of Kurt David Knapp.
HR 1318 (by Flores), In memory of Dirk Ray Knearem.
HR 1319 (by Flores), In memory of James Michael Lane.
HR 1320 (by Flores), In memory of Nathan R. Laurie.
HR 1321 (by Flores), In memory of John Edward Logan, Jr.
HR 1322 (by Flores), In memory of John Mathew Maki.
HR 1323 (by Flores), In memory of Peter V. McDonald.
HR 1324 (by Flores), In memory of Darren Glen Medlin.
HR 1325 (by Flores), In memory of Raymond Nieto.
HR 1326 (by Flores), In memory of James Granvil O'Brien.
HR 1327 (by Flores), In memory of Susan Lynn Williams Rodriguez.
HR 1328 (by Flores), In memory of Ricardo G. Salinas.
HR 1329 (by Flores), In memory of Christopher J. Sobieski.
HR 1330 (by Flores), In memory of Wesley Wagstaff.
HR 1331 (by Flores), In memory of Stanley A. Wiley.
HR 1332 (by Flores), In memory of Jeremy Michael Wilson.
The resolutions were unanimously adopted by a rising vote.
(Y. Davis now present)

HR 1368 - ADOPTED
(by Y. Davis)

Representative Y. Davis moved to suspend all necessary rules to take up and consider at this time **HR 1368**.

The motion prevailed.

The following resolution was laid before the house:

HR 1368, Honoring All Aro (USA) on the occasion of its annual convention in Dallas on May 27 through May 30, 2005.

HR 1368 was adopted.

**GENERAL STATE CALENDAR
SENATE BILLS
THIRD READING**

The following bills were laid before the house and read third time:

**SB 574 ON THIRD READING
(Pickett - House Sponsor)**

SB 574, A bill to be entitled An Act relating to requirements for the issuance of land development permits by political subdivisions.

Representative Uresti moved to postpone consideration of **SB 574** until the end of today's calendar.

The motion prevailed.

**SB 1014 ON THIRD READING
(Goodman - House Sponsor)**

SB 1014, A bill to be entitled An Act relating to records on appeal in municipal courts of record.

A record vote was requested.

SB 1014 was passed by (Record 416): 144 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen, A.; Allen, R.; Alonzo; Anderson; Bailey; Baxter; Berman; Blake; Bohac; Branch; Brown, B.; Brown, F.; Burnam; Callegari; Campbell; Casteel; Castro; Chavez; Chisum; Coleman; Cook, B.; Cook, R.; Corte; Crabb; Crownover; Davis, J.; Davis, Y.; Dawson; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; Elkins; Escobar; Farabee; Farrar; Flores; Flynn; Frost; Gallego; Gattis; Geren; Giddings; Gonzales; Gonzalez Toureilles; Goodman; Goolsby; Griggs; Grusendorf; Guillen; Haggerty; Hamilton; Hamric; Hardcastle; Harper-Brown; Hartnett; Hegar; Herrero; Hilderbran; Hill; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hughes; Hunter; Hupp; Isett; Jackson; Jones, D.; Jones, J.; Keel; Keffer, B.; Keffer, J.; King, P.; King, T.; Kolkhorst; Krusee; Kuempel; Laney; Laubenberg; Leibowitz; Luna; Madden; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Morrison; Mowery; Naishtat; Nixon; Oliveira; Olivo; Orr; Otto; Paxton; Peña; Phillips; Pickett; Pitts; Puente; Quintanilla; Raymond; Reyna; Riddle; Ritter; Rodriguez; Rose; Seaman; Smith, T.; Smith, W.; Smithee; Solis; Solomons; Straus; Swinford; Talton; Taylor; Thompson; Truitt; Turner; Uresti; Van Arsdale; Veasey; Villarreal; Vo; West; Wong; Woolley; Zedler.

Present, not voting — Mr. Speaker; Bonnen(C).

Absent, Excused — Noriega, M.

Absent — Anchia; Moreno, P.; Strama.

STATEMENTS OF VOTE

When Record No. 416 was taken, I was in the house but away from my desk. I would have voted yes.

Anchia

When Record No. 416 was taken, I was temporarily out of the house chamber. I would have voted yes.

Strama

SB 481 ON THIRD READING **(Keel and Bailey - House Sponsors)**

SB 481, A bill to be entitled An Act relating to creating an offense for the unauthorized operation of a recording device in a motion picture theater.

SB 481 was passed. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

SB 877 ON THIRD READING **(Woolley - House Sponsor)**

SB 877, A bill to be entitled An Act relating to the direct shipment of wine to consumers; providing a criminal penalty.

A record vote was requested.

SB 877 was passed by (Record 417): 147 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen, A.; Allen, R.; Alonzo; Anchia; Anderson; Bailey; Baxter; Berman; Blake; Bohac; Branch; Brown, B.; Brown, F.; Burnam; Callegari; Campbell; Casteel; Castro; Chavez; Chisum; Coleman; Cook, B.; Cook, R.; Corte; Crabb; Crownover; Davis, J.; Davis, Y.; Dawson; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; Elkins; Escobar; Farabee; Farrar; Flores; Flynn; Frost; Gallego; Gattis; Geren; Giddings; Gonzales; Gonzalez Tourelles; Goodman; Goolsby; Griggs; Grusendorf; Guillen; Haggerty; Hamilton; Hamric; Hardcastle; Harper-Brown; Hartnett; Hegar; Herrero; Hilderbran; Hill; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hughes; Hunter; Hupp; Isett; Jackson; Jones, D.; Jones, J.; Keel; Keffer, B.; Keffer, J.; King, P.; King, T.; Kolkhorst; Krusee; Kuempel; Laney; Laubenberg; Leibowitz; Luna; Madden; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Mowery; Naishtat; Nixon; Oliveira; Olivo; Orr; Otto; Paxton; Peña; Phillips; Pickett; Pitts; Puente; Quintanilla; Raymond; Reyna; Riddle; Ritter; Rodriguez; Rose; Seaman; Smith, T.; Smith, W.; Smithee; Solis; Solomons; Strama; Straus; Swinford; Talton; Taylor; Thompson; Truitt; Turner; Uresti; Van Arsdale; Veasey; Villarreal; Vo; West; Wong; Woolley; Zedler.

Present, not voting — Mr. Speaker; Bonnen(C).

Absent, Excused — Noriega, M.

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

HB 857 ON SECOND READING (by Talton and Hunter)

HB 857, A bill to be entitled An Act relating to the authority of a municipality to require the removal of certain vehicles from a freeway without the consent of the owner or person in charge of the vehicle.

HB 857 was read second time on March 30, postponed until April 6, postponed until April 13, and was again postponed until 10 a.m. today.

(Speaker in the chair)

HB 857 was passed to engrossment. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

CSHB 567 ON SECOND READING (by Branch)

CSHB 567, A bill to be entitled An Act relating to the deadline for passing the examination for a license to practice medicine in this state.

CSHB 567 was read second time on April 20 and was postponed until 10 a.m. today.

Representative Branch moved to postpone consideration of **CSHB 567** until 10 a.m. May 4.

The motion prevailed.

SB 492 ON SECOND READING (Delisi - House Sponsor)

SB 492, A bill to be entitled An Act relating to inspection of and drug compounding by a pharmacy and to distribution of compounded and prepackaged drugs to pharmacies under common ownership.

SB 492 was considered in lieu of **CSHB 1457**.

SB 492 was read second time and was passed to third reading. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

CSHB 1457 - LAID ON THE TABLE SUBJECT TO CALL

Representative Delisi moved to lay **CSHB 1457** on the table subject to call.

The motion prevailed.

CSHB 1900 ON SECOND READING
(by Bonnen)

CSHB 1900, A bill to be entitled An Act relating to the assessment and regulation of emissions events.

CSHB 1900 was read second time on April 25 and was postponed until 10 a.m. today.

(Talton in the chair)

Representative Bonnen moved to postpone consideration of **CSHB 1900** until 10 a.m. May 2.

The motion prevailed.

(Speaker in the chair)

SB 1299 ON SECOND READING
(Talton - House Sponsor)

SB 1299, A bill to be entitled An Act relating to an exception to the prohibition against commingling used oil with solid waste if the commingling is incident to the dismantling of scrap, used, or obsolete metals.

SB 1299 was considered in lieu of **HB 1991**.

SB 1299 was read second time and was passed to third reading. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. Members registering votes are as follows: Herrero and Leibowitz recorded voting no.)

HB 1991 - LAID ON THE TABLE SUBJECT TO CALL

Representative Talton moved to lay **HB 1991** on the table subject to call.

The motion prevailed.

MAJOR STATE CALENDAR
HOUSE BILLS
THIRD READING

The following bills were laid before the house and read third time:

HB 1006 ON THIRD READING
(by Isett, Bohac, Eissler, Gattis, Crabb, et al.)

HB 1006, A bill to be entitled An Act relating to certain limitations on the ad valorem tax rates of certain taxing units.

Amendment No. 1

Representative Hill offered the following amendment to **HB 1006**:

Amend **HB 1006** by adding the following section to the bill, appropriately numbered, and renumbering existing sections accordingly:

SECTION ____. Section 26.07, Tax Code, is amended by adding subsection (h) to read as follows:

Sec. 26.07(h) Within 30 days following every gubernatorial election in the state, the Secretary of State shall:

(1) determine for each property taxing unit in the state the number of registered voters in the unit that voted in the gubernatorial election; and

(2) publish the numbers for each unit on the Secretary of State's Web site.

A record vote was requested.

Amendment No. 1 failed of adoption by (Record 418): 65 Yeas, 74 Nays, 0 Present, not voting.

Yeas — Allen, R.; Alonzo; Bailey; Burnam; Callegari; Casteel; Castro; Chavez; Coleman; Cook, B.; Davis, Y.; Deshotel; Dukes; Dunnam; Dutton; Edwards; Eiland; Escobar; Farabee; Farrar; Flores; Frost; Gallego; Geren; Giddings; Gonzales; Gonzalez Toureilles; Guillen; Haggerty; Hardcastle; Harper-Brown; Herrero; Hill; Hochberg; Hodge; Hopson; Hunter; Jones, J.; King, T.; Krusee; Kuempel; Laney; Leibowitz; Luna; Martinez; Martinez Fischer; McClelland; McReynolds; Moreno, J.; Mowery; Naishtat; Olivo; Puente; Quintanilla; Raymond; Rodriguez; Solis; Solomons; Strama; Thompson; Truitt; Turner; Uresti; Veasey; Villarreal.

Nays — Mr. Speaker(C); Anchia; Anderson; Baxter; Berman; Blake; Bohac; Bonnen; Branch; Brown, B.; Brown, F.; Campbell; Cook, R.; Corte; Crabb; Crownover; Dawson; Delisi; Denny; Eissler; Elkins; Flynn; Gattis; Goodman; Goolsby; Griggs; Grusendorf; Hamilton; Hamric; Hartnett; Hegar; Homer; Hope; Howard; Hughes; Hupp; Isett; Jackson; Jones, D.; Keel; Keffer, B.; Keffer, J.; King, P.; Kolkhorst; Laubenberg; Madden; McCall; Merritt; Miller; Moreno, P.; Morrison; Nixon; Orr; Otto; Paxton; Peña; Phillips; Pitts; Reyna; Riddle; Rose; Seaman; Smith, W.; Smithee; Straus; Swinford; Talton; Taylor; Van Arsdale; Vo; West; Wong; Woolley; Zedler.

Absent, Excused — Noriega, M.

Absent — Allen, A.; Chisum; Davis, J.; Driver; Hilderbran; Menendez; Oliveira; Pickett; Ritter; Smith, T.

STATEMENTS OF VOTE

I was shown voting no on Record No. 418. I intended to vote yes.

Anchia

I was shown voting no on Record No. 418. I intended to vote yes.

Blake

When Record No. 418 was taken, my vote failed to register. I would have voted no.

Hilderbran

When Record No. 418 was taken, I was in the house but away from my desk. I would have voted yes.

T. Smith

Amendment No. 2

Representative Gallego offered the following amendment to **HB 1006**:

Amend **HB 1006** by adding the following section to the bill, appropriately numbered, and renumbering existing sections accordingly:

SECTION ____. Section 26.07, Tax Code, is amended by adding subsection (h) to read as follows:

Sec. 26.07(h) This section does not apply to a taxing entity for which the total tax rate proposed for the current tax year would impose taxes for maintenance and operations in an amount less than \$5 million.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, House List No. 32 and Senate List No. 10).

HB 1006 - (consideration continued)**Amendment No. 3**

Representative Chisum offered the following amendment to Amendment No. 2:

Substitute the following for the Gallego Third Reading amendment to **HB 1006**:

Amend **HB 1006** on Third Reading, in the section of the bill adding Section 26.071, Tax Code, by striking the heading and Subsection (a) of added Section 26.071 and substituting the following:

Sec. 26.071. ELECTION TO REPEAL INCREASE OF TAX RATE IN CERTAIN TAXING UNITS. (a) This section applies only to:

(1) a junior college district; or

(2) a county or municipality for which the total tax rate proposed for the current tax year would impose taxes in an amount of \$5 million or more for maintenance and operations when applied to the current total value for the county or municipality.

(a-1) Sections 26.07 and 26.08 do not apply to a taxing unit to which this section applies.

(a-2) In a formula provided by this chapter for the calculation of the rollback tax rate of a county or municipality to which this section applies, 1.08 shall be substituted for 1.05.

Amendment No. 3 was adopted. (The vote was reconsidered later today, and Amendment No. 3, as substituted, was adopted.)

Amendment No. 2, as amended, was adopted. (The vote was reconsidered later today, and Amendment No. 2, as amended, was adopted.)

A record vote was requested.

HB 1006, as amended, was passed by (Record 419): 84 Yeas, 61 Nays, 0 Present, not voting. (The vote was reconsidered later today, and **HB 1006** was further amended and was passed by Record No. 424.)

Yeas — Mr. Speaker(C); Anderson; Baxter; Berman; Blake; Bohac; Bonnen; Branch; Brown, B.; Brown, F.; Callegari; Campbell; Chisum; Cook, B.; Cook, R.; Corte; Crabb; Crownover; Davis, J.; Dawson; Delisi; Denny; Deshotel; Eissler; Elkins; Farabee; Flynn; Gattis; Goodman; Goolsby; Grusendorf; Guillen; Hamilton; Hamric; Harper-Brown; Hartnett; Hegar; Hilderbran; Homer; Hope; Hopson; Howard; Hughes; Hupp; Isett; Jackson; Jones, D.; Keel; Keffer, B.; Keffer, J.; King, P.; Kolkhorst; Krusee; Laubenberg; Madden; McReynolds; Miller; Morrison; Nixon; Orr; Otto; Paxton; Peña; Phillips; Pitts; Raymond; Reyna; Riddle; Rose; Seaman; Smith, W.; Smithee; Solomons; Straus; Swinford; Talton; Taylor; Uresti; Van Arsdale; Vo; West; Wong; Woolley; Zedler.

Nays — Allen, A.; Allen, R.; Alonzo; Anchia; Bailey; Burnam; Casteel; Castro; Chavez; Coleman; Davis, Y.; Driver; Dukes; Dunnam; Dutton; Eiland; Escobar; Farrar; Flores; Frost; Gallego; Geren; Giddings; Gonzales; Gonzalez Tourelles; Griggs; Haggerty; Hardcastle; Herrero; Hill; Hochberg; Hodge; Hunter; Jones, J.; King, T.; Kuempel; Laney; Leibowitz; Luna; Martinez; Martinez Fischer; McCall; McClendon; Merritt; Moreno, J.; Moreno, P.; Mowery; Naishtat; Olivo; Puente; Quintanilla; Ritter; Rodriguez; Smith, T.; Solis; Strama; Thompson; Truitt; Turner; Veasey; Villarreal.

Absent, Excused — Noriega, M.

Absent — Edwards; Menendez; Oliveira; Pickett.

STATEMENT OF VOTE

When Record No. 419 was taken, I was in the house but away from my desk. I would have voted yes.

Edwards

REASON FOR VOTE

HB 1006 is labeled "Truth in Taxation" but it is not truthful to the public. We are telling the public that we are reducing your property taxes and making it possible for you to afford to keep your home. The truth is that we did not deal with school districts and school property taxes in **HB 1006**.

Your school taxes are the largest tax you pay to a local entity and we did not include school property taxes in **HB 1006**. We did nothing in **HB 1006** to protect the homeowner from "appraisal creep" or increased school property taxes by a school board.

HB 1006 is a "feel good" and "untruthful" statement to our taxpayer. We must address school property taxes and school finance reform. Until then, our property owners will not experience true property tax relief.

Casteel

PARLIAMENTARY INQUIRY

The speaker had read the following response to Representative Dunnam's parliamentary inquiry:

Mr. Dunnam asked a question regarding a motion when a committee refuses to report a bill.

Nothing in our rules speaks to a committee's "refusal" to require a committee to report. The House Rules make it clear that committees may take a variety of actions or no action on bills referred to it. However, Rule 7, Section 45 of our rules governs a motion to require a committee to report. Subsection (b) of that rule states:

(b) After the first 76 calendar days of a regular session, when any bill, resolution, or other paper has been in committee for six calendar days, exclusive of the calendar day on which it was referred, it shall be in order for a member to move that the committee be required to report the same within seven calendar days. This motion shall require a majority vote for passage.

Subsection (c) of that rule covers when such a motion may be made and states that:

A motion to instruct a committee to report is not a privileged motion and must be made during the routine motion period unless made under a suspension of the rules.

Subsection (d) of the rule covers issues if a bill was in subcommittee rather than committee and states that:

The house shall have no authority to instruct a subcommittee directly; however, instructions recognized under the rules may be given to a committee and shall be binding on all subcommittees.

The explanatory notes to the rules state that "the house may not instruct a committee to do that which it is not permitted to do under the rules, or to require of it actions not covered by the rules."

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Government Reform, upon lunch recess today, Desk 114, for a formal meeting, to consider pending business.

Criminal Jurisprudence, upon lunch recess today, Desk 59, for a formal meeting, to consider **HB 867**.

Border and International Affairs, upon lunch recess today, Desk 75, for a formal meeting, to consider pending business.

Appropriations, scheduled for lunch recess, is cancelled.

RECESS

At 12:17 p.m., the speaker announced that the house would stand recessed until 1:30 p.m. today.

(Crownover in the chair)

AFTERNOON SESSION

The house met at 1:30 p.m. and was called to order by the chair.

GENERAL STATE CALENDAR HOUSE BILLS THIRD READING

The following bills were laid before the house and read third time:

HB 652 ON THIRD READING**(by Bohac)**

HB 652, A bill to be entitled An Act relating to the submission of proposed charter amendments to the voters in a home-rule municipality.

HB 652 was passed. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

HB 1588 ON THIRD READING**(by Driver)**

HB 1588, A bill to be entitled An Act relating to the qualifications and removal of and continuing education requirements for a constable.

A record vote was requested.

HB 1588 was passed by (Record 420): 141 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen, A.; Allen, R.; Alonzo; Anchia; Anderson; Bailey; Baxter; Berman; Blake; Bohac; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Callegari; Campbell; Casteel; Chisum; Coleman; Cook, B.; Cook, R.; Corte; Crabb; Davis, J.; Davis, Y.; Dawson; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; Elkins; Escobar; Farabee; Farrar; Flores; Flynn; Frost; Gallego; Gattis; Geren; Giddings; Gonzales; Gonzalez Toureilles; Goodman; Goolsby; Griggs; Grusendorf; Guillen; Haggerty; Hamilton; Hamric; Hardcastle; Harper-Brown; Hartnett; Hegar; Herrero; Hilderbran; Hill; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hughes; Hunter; Hupp; Isett; Jackson; Jones, D.; Jones, J.; Keel; Keffer, B.; Keffer, J.; King, P.; King, T.; Kolkhorst; Krusee; Kuempel; Laney; Laubenberg; Leibowitz; Luna; Madden; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Morrison; Mowery; Nixon; Oliveira; Orr; Otto; Paxton; Peña; Phillips; Pickett; Pitts; Puente; Quintanilla; Raymond; Reyna; Riddle; Ritter; Rodriguez; Rose; Seaman; Smith, T.; Smith, W.; Smithee; Solis; Solomons; Strama; Straus; Swinford; Talton; Taylor; Thompson; Truitt; Turner; Uresti; Van Arsdale; Veasey; Villarreal; Vo; West; Wong; Woolley; Zedler.

Present, not voting — Mr. Speaker; Crownover(C).

Absent, Excused — Noriega, M.

Absent — Castro; Chavez; Delisi; Moreno, P.; Naishtat; Olivo.

STATEMENT OF VOTE

When Record No. 420 was taken, I was in the house but away from my desk. I would have voted yes.

Delisi

HB 2051 ON THIRD READING**(by Krusee)**

HB 2051, A bill to be entitled An Act relating to the adoption of a state scenic byways program.

HB 2051 was passed. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

(Krusee in the chair)

HB 2840 ON THIRD READING**(by Chisum)**

HB 2840, A bill to be entitled An Act relating to the regulation of dogs; establishing a defense to prosecution; limiting liability.

A record vote was requested.

HB 2840 was passed by (Record 421): 126 Yeas, 1 Nays, 2 Present, not voting.

Yeas — Allen, A.; Alonzo; Anderson; Bailey; Baxter; Berman; Blake; Bohac; Bonnen; Branch; Brown, B.; Brown, F.; Callegari; Campbell; Casteel; Castro; Chavez; Chisum; Coleman; Cook, B.; Corte; Crabb; Dawson; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eissler; Elkins; Escobar; Farabee; Farrar; Flores; Flynn; Frost; Gallego; Gattis; Geren; Giddings; Gonzales; Gonzalez Tourelles; Goodman; Goolsby; Griggs; Grusendorf; Guillen; Haggerty; Hamilton; Hamric; Hardcastle; Harper-Brown; Hartnett; Hegar; Herrero; Hilderbran; Hill; Hochberg; Hodge; Homer; Hopson; Howard; Hughes; Hunter; Hupp; Isett; Jackson; Jones, D.; Keel; Keffer, B.; Keffer, J.; King, P.; King, T.; Kolkhorst; Kuempel; Laney; Laubenberg; Leibowitz; Luna; Martinez; Martinez Fischer; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Morrison; Mowery; Naishtat; Nixon; Orr; Otto; Pickett; Pitts; Puente; Quintanilla; Raymond; Reyna; Riddle; Ritter; Rodriguez; Rose; Seaman; Smith, T.; Smith, W.; Smithee; Solis; Solomons; Strama; Swinford; Talton; Taylor; Thompson; Truitt; Turner; Uresti; Van Arsdale; Veasey; Villarreal; Vo; West; Wong; Zedler.

Nays — Hope.

Present, not voting — Mr. Speaker; Krusee(C).

Absent, Excused — Noriega, M.

Absent — Allen, R.; Anchia; Burnam; Cook, R.; Crownover; Davis, J.; Davis, Y.; Delisi; Eiland; Jones, J.; Madden; McCall; Moreno, P.; Oliveira; Olivo; Paxton; Peña; Phillips; Straus; Woolley.

STATEMENTS OF VOTE

When Record No. 421 was taken, my vote failed to register. I would have voted yes.

R. Allen

When Record No. 421 was taken, I was in the house but away from my desk. I would have voted yes.

Anchia

When Record No. 421 was taken, I was in the house but away from my desk. I would have voted yes.

Delisi

I was shown voting no on Record No. 421. I intended to vote yes.

Hope

When Record No. 421 was taken, I was in the house but away from my desk. I would have voted yes.

Peña

**HB 2930 ON THIRD READING
(by Deshotel)**

HB 2930, A bill to be entitled An Act relating to an age limitation on children engaged in the performance of duties related to a paper route.

HB 2930 was passed. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

**HB 3235 ON THIRD READING
(by Uresti)**

HB 3235, A bill to be entitled An Act relating to providing interpreter services to certain recipients of medical assistance or their parents or guardians.

HB 3235 was passed. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

**HB 1546 ON THIRD READING
(by McClendon, Krusee, Herrero, Hamric, Guillen, et al.)**

HB 1546, A bill to be entitled An Act relating to the administration and use of the Texas rail relocation and improvement fund and the issuance of obligations for financing the relocation, construction, reconstruction, acquisition, improvement, rehabilitation, and expansion of certain rail facilities.

Amendment No. 1

Representative Y. Davis offered the following amendment to **HB 1546**:

Amend **HB 1546** on third reading on page 3, between lines 22 and 23, by inserting:

(c-1) If proceeds of obligations are to be used for a project located in the planning area of a metropolitan planning organization, the project must first be approved by the policy board of the metropolitan planning organization.

Amendment No. 1 was adopted.

A record vote was requested.

HB 1546, as amended, was passed by (Record 422): 137 Yeas, 5 Nays, 2 Present, not voting.

Yeas — Allen, A.; Allen, R.; Alonzo; Anchia; Anderson; Bailey; Baxter; Berman; Blake; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Callegari; Campbell; Casteel; Castro; Chavez; Coleman; Cook, B.; Cook, R.; Corte; Crabb; Crownover; Davis, J.; Davis, Y.; Dawson; Delisi; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; Elkins; Escobar; Farabee; Farrar; Flores; Flynn; Frost; Gallego; Gattis; Geren; Giddings; Gonzales; Gonzalez Tourelles; Goodman; Goolsby; Griggs; Grusendorf; Guillen; Haggerty; Hamilton; Hamric; Hardcastle; Harper-Brown; Hartnett; Hegar; Herrero; Hilderbran; Hill; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hughes; Hunter; Hupp; Isett; Jackson; Jones, D.; Jones, J.; Keffer, B.; Keffer, J.; King, P.; King, T.; Kolkhorst; Kuempel; Laney; Laubenberg; Leibowitz; Luna; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Mowery; Naishtat; Nixon; Olivo; Orr; Otto; Paxton; Peña; Phillips; Pickett; Pitts; Puente; Quintanilla; Raymond; Ritter; Rodriguez; Rose; Seaman; Smith, T.; Smith, W.; Smithee; Solis; Solomons; Strama; Straus; Talton; Taylor; Truitt; Turner; Uresti; Van Arsdale; Veasey; Villarreal; Vo; West; Wong; Woolley; Zedler.

Nays — Chisum; Keel; Riddle; Swinford; Thompson.

Present, not voting — Mr. Speaker; Krusee(C).

Absent, Excused — Noriega, M.

Absent — Bohac; Denny; Madden; Oliveira; Reyna.

STATEMENTS OF VOTE

I was shown voting yes on Record No. 422. I intended to vote no.

Y. Davis

I was shown voting yes on Record No. 422. I intended to vote no.

Flynn

I was shown voting yes on Record No. 422. I intended to vote no.

Hodge

I was shown voting yes on Record No. 422. I intended to vote no.

Kolkhorst

HB 1747 ON THIRD READING
(by J. Keffer, Frost, B. Cook, et al.)

HB 1747, A bill to be entitled An Act relating to the creation of and funding for the Texas Entrepreneurship Network.

HB 1747 was passed. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

HB 316 ON THIRD READING
(by Grusendorf, Oliveira, Escobar, Gattis, et al.)

HB 316, A bill to be entitled An Act relating to a child's failure to attend school.

Amendment No. 1

Representative Grusendorf offered the following amendment to **HB 316**:

Amend **HB 316** on third reading as follows:

(1) On page 5, lines 9 and 10, page 7, lines 4, 5-6, and 15-16, page 8, line 17, page 9, lines 4 and 27, page 10, line 1, and page 13, lines 8 and 9, strike "~~or parts of days~~" each time it appears and substitute "or parts of days".

(2) On page 8, line 9, between "days" and "within", insert "or parts of days".

Amendment No. 1 was adopted.

HB 316, as amended, was passed. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

HB 481 ON THIRD READING
(by Hochberg)

HB 481, A bill to be entitled An Act relating to the eligibility for partial unemployment benefits of certain persons with disabilities who have been discharged from partial employment.

HB 481 was passed. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

HB 578 ON THIRD READING
(by Campbell)

HB 578, A bill to be entitled An Act relating to the inclusion in a regional water plan of information regarding water infrastructure facilities that may be used in an emergency shortage of water.

HB 578 was passed. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

HB 603 ON THIRD READING

(by Eissler, Grusendorf, Olivo, Hegar, and Guillen)

HB 603, A bill to be entitled An Act relating to the expulsion of a public school student for using, exhibiting, or possessing a weapon.

HB 603 was passed. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

HB 818 ON THIRD READING

(by Phillips)

HB 818, A bill to be entitled An Act relating to the procedure for rendering certain property for ad valorem taxation if the information contained in the most recently filed rendition statement continues to be accurate.

HB 818 was passed. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

HB 904 ON THIRD READING

(by Gattis)

HB 904, A bill to be entitled An Act relating to the sentencing of defendants convicted of multiple counts of intoxication assault, improper photography or visual recording, or possession or promotion of child pornography.

HB 904 was passed. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

HB 1038 ON THIRD READING

(by Isett)

HB 1038, A bill to be entitled An Act relating to certain reduced fees for a license to carry a concealed handgun.

A record vote was requested.

HB 1038 was passed by (Record 423): 110 Yeas, 31 Nays, 4 Present, not voting.

Yeas — Allen, R.; Anchia; Anderson; Baxter; Berman; Blake; Bohac; Bonnen; Branch; Brown, F.; Callegari; Campbell; Casteel; Chisum; Cook, B.; Cook, R.; Corte; Crabb; Crownover; Davis, J.; Davis, Y.; Dawson; Delisi; Denny; Driver; Edwards; Eissler; Elkins; Escobar; Farabee; Flynn; Frost; Gattis;

Gonzalez Toureilles; Goodman; Goolsby; Griggs; Grusendorf; Guillen; Haggerty; Hamilton; Hamric; Hardcastle; Harper-Brown; Hartnett; Hegar; Hilderbran; Hill; Homer; Hope; Howard; Hughes; Hunter; Hupp; Isett; Jackson; Jones, D.; Keel; Keffer, B.; Keffer, J.; King, P.; King, T.; Kolkhorst; Krusee; Kuempel; Laney; Laubenberg; Luna; Madden; McCall; McReynolds; Menendez; Merritt; Miller; Morrison; Mowery; Naishtat; Nixon; Orr; Otto; Paxton; Peña; Phillips; Pickett; Pitts; Quintanilla; Raymond; Reyna; Riddle; Ritter; Rose; Seaman; Smith, T.; Smith, W.; Smithee; Solomons; Strama; Straus; Swinford; Talton; Taylor; Thompson; Truitt; Van Arsdale; Villarreal; Vo; West; Wong; Woolley; Zedler.

Nays — Allen, A.; Bailey; Burnam; Castro; Chavez; Coleman; Deshotel; Dukes; Dutton; Farrar; Flores; Gallego; Giddings; Gonzales; Herrero; Hochberg; Hodge; Jones, J.; Leibowitz; Martinez; Martinez Fischer; McClendon; Moreno, J.; Moreno, P.; Olivo; Puente; Rodriguez; Solis; Turner; Uresti; Veasey.

Present, not voting — Mr. Speaker(C); Brown, B.; Dunnam; Hopson.

Absent, Excused — Noriega, M.

Absent — Alonzo; Eiland; Geren; Oliveira.

STATEMENTS OF VOTE

I was shown voting yes on Record No. 423. I intended to vote no.

Anchia

I was shown voting no on Record No. 423. I intended to vote yes.

Bailey

I was shown voting present, not voting on Record No. 423. I intended to vote yes.

B. Brown

HB 1006 - VOTE RECONSIDERED

Representative Chisum moved to reconsider the vote by which **HB 1006** was passed.

The motion to reconsider prevailed.

HB 1006 ON THIRD READING

(by Isett, Bohac, Eissler, Gattis, Crabb, et al.)

HB 1006, A bill to be entitled An Act relating to certain limitations on the ad valorem tax rates of certain taxing units.

Amendment No. 2 - Vote Reconsidered

Representative Chisum moved to reconsider the vote by which Amendment No. 2, as amended, was adopted.

The motion to reconsider prevailed.

Amendment No. 3 - Vote Reconsidered

Representative Chisum moved to reconsider the vote by which Amendment No. 3 was adopted.

The motion to reconsider prevailed.

Amendment No. 4

Representative Chisum offered the following substitute amendment for Amendment No. 3:

Substitute the following for the Gallego Third Reading amendment to **HB 1006**:

Amend **HB 1006** on Third Reading, in the section of the bill adding Section 26.071, Tax Code, by striking the heading and Subsection (a) of added Section 26.071 and substituting the following:

Sec. 26.071. ELECTION TO REPEAL INCREASE OF TAX RATE IN CERTAIN TAXING UNITS. (a) This section applies only to:

(1) a junior college district; or

(2) a county or municipality for which the total tax rate proposed for the current tax year would impose taxes in an amount that does not exceed \$5 million for maintenance and operations when applied to the current total value for the county or municipality.

(a-1) Sections 26.07 and 26.08 do not apply to a taxing unit to which this section applies.

(a-2) In a formula provided by this chapter for the calculation of the rollback tax rate of a county or municipality to which this section applies, 1.08 shall be substituted for 1.05.

Amendment No. 4 was adopted.

Amendment No. 3, as substituted, was adopted.

Amendment No. 2, as amended, was adopted.

A record vote was requested.

HB 1006, as amended, was passed by (Record 424): 83 Yeas, 62 Nays, 0 Present, not voting.

Yeas — Mr. Speaker(C); Anderson; Baxter; Berman; Blake; Bohac; Bonnen; Branch; Brown, B.; Brown, F.; Callegari; Campbell; Chisum; Cook, B.; Cook, R.; Corte; Crabb; Crownover; Davis, J.; Dawson; Delisi; Denny; Driver; Eissler; Elkins; Farabee; Flynn; Gattis; Goodman; Goolsby; Grusendorf; Guillen; Hamilton; Hamric; Harper-Brown; Hartnett; Hegar; Hilderbran; Homer; Hope; Howard; Hughes; Hupp; Isett; Jackson; Jones, D.; Keel; Keffer, B.; Keffer, J.; King, P.; Kolkhorst; Krusee; Laubenberg; Madden; McReynolds; Miller; Morrison; Nixon; Orr; Otto; Paxton; Phillips; Pickett; Pitts; Raymond; Reyna; Riddle; Rose; Seaman; Smith, W.; Smithee; Solomons; Straus; Swinford; Talton; Taylor; Uresti; Van Arsdale; Vo; West; Wong; Woolley; Zedler.

Nays — Allen, A.; Allen, R.; Alonzo; Anchia; Bailey; Burnam; Casteel; Castro; Chavez; Coleman; Davis, Y.; Deshotel; Dukes; Dunnam; Dutton; Eiland; Escobar; Farrar; Flores; Frost; Gallego; Geren; Giddings; Gonzales; Gonzalez Toureilles; Griggs; Haggerty; Hardcastle; Herrero; Hill; Hochberg; Hodge; Hopson; Hunter; Jones, J.; Kuempel; Laney; Leibowitz; Luna; Martinez; Martinez Fischer; McCall; McClendon; Merritt; Moreno, J.; Moreno, P.; Mowery; Naishtat; Olivo; Peña; Puente; Quintanilla; Ritter; Rodriguez; Smith, T.; Solis; Strama; Thompson; Truitt; Turner; Veasey; Villarreal.

Absent, Excused — Noriega, M.

Absent — Edwards; King, T.; Menendez; Oliveira.

STATEMENTS OF VOTE

I was shown voting no on Record No. 424. I intended to vote yes.

Hopson

When Record No. 424 was taken, I was in the house but away from my desk. I would have voted no.

T. King

When Record No. 424 was taken, I was in the house but away from my desk. I would have voted no.

Oliveira

I was shown voting yes on Record No. 424. I intended to vote no.

Pickett

GENERAL STATE CALENDAR (consideration continued)

HB 1059 ON THIRD READING (by Naishtat)

HB 1059, A bill to be entitled An Act relating to the enforcement of certain protective orders.

A record vote was requested.

HB 1059 was passed by (Record 425): 142 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen, A.; Allen, R.; Alonzo; Anchia; Anderson; Bailey; Baxter; Berman; Blake; Bohac; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Callegari; Campbell; Casteel; Castro; Chavez; Chisum; Coleman; Cook, R.; Corte; Crabb; Crownover; Davis, J.; Davis, Y.; Dawson; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; Elkins; Escobar; Farabee; Farrar; Flores; Flynn; Frost; Gallego; Gattis; Geren; Giddings; Gonzales; Gonzalez Toureilles; Goodman; Goolsby; Griggs; Grusendorf; Guillen; Haggerty; Hamric; Hardcastle; Harper-Brown; Hartnett; Hegar; Herrero; Hilderbran; Hill; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hughes; Hunter; Hupp; Isett; Jackson; Jones, J.; Keel; Keffer, B.; Keffer, J.; King, P.;

King, T.; Kolkhorst; Krusee; Kuempel; Laney; Laubenberg; Leibowitz; Luna; Madden; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Mowery; Naishtat; Oliveira; Olivo; Orr; Otto; Paxton; Peña; Phillips; Pickett; Pitts; Puente; Quintanilla; Raymond; Reyna; Riddle; Ritter; Rodriguez; Rose; Seaman; Smith, T.; Smith, W.; Smithee; Solis; Solomons; Strama; Straus; Swinford; Talton; Taylor; Truitt; Turner; Uresti; Van Arsdale; Veasey; Villarreal; Vo; West; Wong; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Noriega, M.

Absent — Cook, B.; Hamilton; Jones, D.; Nixon; Thompson; Woolley.

STATEMENTS OF VOTE

When Record No. 425 was taken, I was in the house but away from my desk. I would have voted yes.

B. Cook

When Record No. 425 was taken, I was in the house but away from my desk. I would have voted yes.

Thompson

HB 1229 ON THIRD READING (by Hilderbran)

HB 1229, A bill to be entitled An Act relating to the powers, duties, and directors of the Menard County Underground Water District and the directors of the Menard County Water Control and Improvement District No. 1.

A record vote was requested.

HB 1229 was passed by (Record 426): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen, A.; Allen, R.; Alonzo; Anchia; Anderson; Bailey; Baxter; Berman; Blake; Bohac; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Callegari; Campbell; Casteel; Castro; Chavez; Chisum; Coleman; Cook, B.; Cook, R.; Corte; Crabb; Crownover; Davis, J.; Davis, Y.; Dawson; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; Elkins; Escobar; Farabee; Farrar; Flores; Flynn; Frost; Gallego; Gattis; Geren; Giddings; Gonzales; Gonzalez Tourelles; Goodman; Goolsby; Griggs; Grusendorf; Guillen; Haggerty; Hamilton; Hamric; Hardcastle; Harper-Brown; Hartnett; Hegar; Herrero; Hilderbran; Hill; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hughes; Hunter; Hupp; Isett; Jackson; Jones, D.; Jones, J.; Keel; Keffer, B.; Keffer, J.; King, P.; King, T.; Kolkhorst; Kuempel; Laney; Laubenberg; Leibowitz; Luna; Madden; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Mowery; Naishtat; Oliveira; Olivo; Orr; Otto; Paxton; Peña; Phillips; Pickett; Pitts; Puente; Quintanilla; Raymond; Reyna; Riddle; Ritter; Rodriguez; Rose;

Seaman; Smith, T.; Smith, W.; Smithee; Solis; Solomons; Strama; Straus; Swinford; Talton; Taylor; Truitt; Turner; Uresti; Van Arsdale; Veasey; Villarreal; Vo; West; Wong; Woolley; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Noriega, M.

Absent — Krusee; Nixon; Thompson.

HB 1357 ON THIRD READING
(by Flores)

HB 1357, A bill to be entitled An Act relating to the civil consequences of certain alcohol-related offenses.

HB 1357 was passed. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

HB 1609 ON THIRD READING
(by Chisum)

HB 1609, A bill to be entitled An Act relating to the allowed wastes and exemptions applicable to certain municipal solid waste landfill units in arid areas.

HB 1609 was passed. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

HB 1701 ON THIRD READING
(by Keel)

HB 1701, A bill to be entitled An Act relating to the defense of indigent persons accused of a criminal offense.

HB 1701 was passed. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

HB 1737 ON THIRD READING
(by Flores)

HB 1737, A bill to be entitled An Act relating to the establishment of a dual usage educational complex by a junior college district and other political subdivisions or institutions of higher education.

A record vote was requested.

HB 1737 was passed by (Record 427): 148 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen, A.; Allen, R.; Alonzo; Anchia; Anderson; Bailey; Baxter; Berman; Blake; Bohac; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Callegari; Campbell; Casteel; Castro; Chavez; Chisum; Coleman; Cook, B.; Cook, R.; Corte; Crabb; Crownover; Davis, J.; Davis, Y.; Dawson; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; Elkins; Escobar; Farabee; Farrar; Flores; Flynn; Frost; Gallego; Gattis; Geren; Giddings; Gonzales; Gonzalez Tourelles; Goodman; Goolsby; Griggs; Grusendorf; Guillen; Haggerty; Hamilton; Hamric; Hardcastle; Harper-Brown; Hartnett; Hegar; Herrero; Hilderbran; Hill; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hughes; Hunter; Hupp; Isett; Jackson; Jones, D.; Jones, J.; Keel; Keffer, B.; Keffer, J.; King, P.; King, T.; Kolkhorst; Krusee; Kuempel; Laney; Laubenberg; Leibowitz; Luna; Madden; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Mowery; Naishtat; Nixon; Oliveira; Olivo; Orr; Otto; Paxton; Peña; Phillips; Pickett; Pitts; Puente; Quintanilla; Raymond; Reyna; Riddle; Ritter; Rodriguez; Rose; Seaman; Smith, T.; Smith, W.; Smithee; Solis; Solomons; Strama; Straus; Swinford; Talton; Taylor; Thompson; Truitt; Turner; Uresti; Van Arsdale; Veasey; Villarreal; Vo; West; Wong; Woolley; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Noriega, M.

HB 1771 ON THIRD READING

(by Delisi, Hill, McReynolds, Coleman, Truitt, et al.)

HB 1771, A bill to be entitled An Act relating to the Medicaid managed care delivery system.

A record vote was requested.

HB 1771 was passed by (Record 428): 148 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen, A.; Allen, R.; Alonzo; Anchia; Anderson; Bailey; Baxter; Berman; Blake; Bohac; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Callegari; Campbell; Casteel; Castro; Chavez; Chisum; Coleman; Cook, B.; Cook, R.; Corte; Crabb; Crownover; Davis, J.; Davis, Y.; Dawson; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; Elkins; Escobar; Farabee; Farrar; Flores; Flynn; Frost; Gallego; Gattis; Geren; Giddings; Gonzales; Gonzalez Tourelles; Goodman; Goolsby; Griggs; Grusendorf; Guillen; Haggerty; Hamilton; Hamric; Hardcastle; Harper-Brown; Hartnett; Hegar; Herrero; Hilderbran; Hill; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hughes; Hunter; Hupp; Isett; Jackson; Jones, D.; Jones, J.; Keel; Keffer, B.; Keffer, J.; King, P.; King, T.; Kolkhorst; Krusee; Kuempel; Laney; Laubenberg; Leibowitz; Luna; Madden; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Mowery; Naishtat; Nixon; Oliveira; Olivo; Orr; Otto; Paxton; Peña; Phillips; Pickett; Pitts; Puente; Quintanilla; Raymond; Reyna; Riddle; Ritter; Rodriguez;

Rose; Seaman; Smith, T.; Smith, W.; Smithee; Solis; Solomons; Strama; Straus; Swinford; Talton; Taylor; Thompson; Truitt; Turner; Uresti; Van Arsdale; Veasey; Villarreal; Vo; West; Wong; Woolley; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Noriega, M.

STATEMENT OF VOTE

I was shown voting yes on Record No. 428. I intended to vote no.

J. Davis

HB 1835 ON THIRD READING

(by Talton)

HB 1835, A bill to be entitled An Act relating to the apportionment of municipal infrastructure costs in regard to certain property development projects.

A record vote was requested.

HB 1835 was passed by (Record 429): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen, A.; Allen, R.; Alonzo; Anchia; Anderson; Bailey; Baxter; Berman; Blake; Bohac; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Callegari; Campbell; Casteel; Castro; Chavez; Chisum; Coleman; Cook, B.; Cook, R.; Corte; Crabb; Crownover; Davis, J.; Davis, Y.; Dawson; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; Elkins; Escobar; Farabee; Farrar; Flores; Flynn; Frost; Gallego; Gattis; Geren; Giddings; Gonzales; Gonzalez Toureilles; Goodman; Goolsby; Griggs; Grusendorf; Guillen; Haggerty; Hamilton; Hamric; Hardcastle; Harper-Brown; Hartnett; Hegar; Herrero; Hilderbran; Hill; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hughes; Hunter; Hupp; Isett; Jackson; Jones, D.; Jones, J.; Keel; Keffer, B.; Keffer, J.; King, P.; King, T.; Kolkhorst; Krusee; Kuempel; Laney; Laubenberg; Leibowitz; Luna; Madden; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Mowery; Naishtat; Nixon; Oliveira; Olivo; Orr; Otto; Paxton; Peña; Phillips; Pickett; Pitts; Puente; Quintanilla; Raymond; Reyna; Ritter; Rodriguez; Rose; Seaman; Smith, T.; Smith, W.; Smithee; Solis; Solomons; Strama; Straus; Swinford; Talton; Taylor; Thompson; Truitt; Turner; Uresti; Van Arsdale; Veasey; Villarreal; Vo; West; Wong; Woolley; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Noriega, M.

Absent — Riddle.

HB 1965 ON THIRD READING

(by Hartnett)

HB 1965, A bill to be entitled An Act relating to the grounds for a divorce and the division of property in a decree of divorce.

HB 1965 was passed. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

HB 2161 ON THIRD READING
(by West)

HB 2161, A bill to be entitled An Act relating to the power of the Railroad Commission of Texas to adopt and enforce safety standards and practices applicable to the transportation by pipeline of certain substances and to certain pipeline facilities; imposing an administrative penalty.

HB 2161 was passed. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

HB 2236 ON THIRD READING
(by Baxter and Seaman)

HB 2236, A bill to be entitled An Act relating to restrictions on the imposition of permit fees by political subdivisions.

HB 2236 was passed. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. Members registering votes are as follows: Herrero and Leibowitz recorded voting no.)

HB 2294 ON THIRD READING
(by R. Cook)

HB 2294, A bill to be entitled An Act relating to the venue for certain crimes regarding misapplication of property.

HB 2294 was passed. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

HB 2679 ON THIRD READING
(by Phillips)

HB 2679, A bill to be entitled An Act relating to the development of a regional water supply reservoir project at a site known as Lower Bois d'Arc Creek in Fannin County, Texas.

A record vote was requested.

HB 2679 was passed by (Record 430): 138 Yeas, 8 Nays, 1 Present, not voting.

Yeas — Allen, R.; Alonzo; Anchia; Anderson; Bailey; Baxter; Berman; Blake; Bohac; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Callegari; Campbell; Casteel; Chavez; Chisum; Coleman; Cook, B.; Cook, R.; Corte;

Crabb; Crownover; Davis, J.; Davis, Y.; Dawson; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; Elkins; Escobar; Farabee; Flores; Flynn; Frost; Gallego; Gattis; Geren; Giddings; Gonzales; Gonzalez Toureilles; Goodman; Goolsby; Griggs; Grusendorf; Guillen; Haggerty; Hamilton; Hamric; Hardcastle; Harper-Brown; Hartnett; Hegar; Hilderbran; Hill; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hughes; Hunter; Hupp; Isett; Jones, D.; Jones, J.; Keel; Keffer, B.; Keffer, J.; King, P.; King, T.; Kolkhorst; Krusee; Kuempel; Laney; Laubenberg; Luna; Madden; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, P.; Morrison; Mowery; Naishtat; Nixon; Oliveira; Olivo; Orr; Otto; Paxton; Peña; Phillips; Pickett; Pitts; Puente; Quintanilla; Raymond; Reyna; Riddle; Ritter; Rodriguez; Rose; Seaman; Smith, T.; Smith, W.; Smithee; Solomons; Strama; Straus; Swinford; Talton; Taylor; Thompson; Truitt; Turner; Van Arsdale; Veasey; Villarreal; Vo; West; Wong; Woolley; Zedler.

Nays — Allen, A.; Castro; Farrar; Herrero; Leibowitz; Martinez; Moreno, J.; Solis.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Noriega, M.

Absent — Jackson; Uresti.

HB 2784 ON THIRD READING
(by Wong, Guillen, Chavez, Escobar, et al.)

HB 2784, A bill to be entitled An Act relating to the authority of a taxing unit to provide an additional exemption from ad valorem taxation for property owned by certain disabled veterans who have been awarded the Purple Heart or their surviving spouses.

HB 2784 was passed. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

HB 371 ON THIRD READING
(by Farabee and Campbell)

HB 371, A bill to be entitled An Act relating to liquidated damages for violating certain requirements relating to executory contracts for the conveyance of certain real property.

HB 371 was passed. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

MAJOR STATE CALENDAR
HOUSE BILLS
SECOND READING

The following bills were laid before the house and read second time:

CSHB 2481 ON SECOND READING
(by Bonnen)

CSHB 2481, A bill to be entitled An Act relating to the Texas emissions reduction plan, including the use of money currently dedicated to the Texas emissions reduction plan fund.

Amendment No. 1

Representative Bonnen offered the following amendment to **CSHB 2481**:

Amend **CSHB 2481** by adding the following appropriately numbered section and renumbering the subsequent sections of the bill accordingly:

SECTION _____. Section 203.031, Transportation Code, is amended by adding Subsection (c) to read as follows:

(c) In establishing the boundaries of a controlled access highway, the commission shall make reasonable accommodations in the highway right-of-way for public utilities and common carriers.

Amendment No. 1 was adopted.

Amendment No. 2

Representatives Homer, Bonnen, and B. Cook offered the following amendment to **CSHB 2481**:

Amend **CSHB 2481** by adding the following appropriately numbered section and renumbering the subsequent sections of the bill accordingly:

SECTION _____. Subchapter B, Chapter 382, Health and Safety Code, is amended by adding Section 382.0173 to read as follows:

Sec. 382.0173. ADOPTION OF RULES REGARDING CERTAIN STATE IMPLEMENTATION PLAN REQUIREMENTS AND STANDARDS OF PERFORMANCE FOR CERTAIN SOURCES. (a) The commission shall adopt rules to comply with Sections 110 (a) (2) (D) and 111(d) of the federal Clean Air Act (42 U.S.C. Sections 7410 and 7411). In adopting the rules, the commission shall adopt and incorporate by reference 40 C.F.R. Subparts AA through II and Subparts AAA through III of Part 96 and 40 C.F.R. Subpart HHHH of Part 60. The commission shall adopt a state implementation plan in accordance with the rules and submit the plan to the United States Environmental Protection Agency for approval according to the schedules provided by 40 C.F.R. Sections 51.123 (d) (1), 51.124 (d) (1), and 60.24 (h)(2).

(b) The commission may require emissions reductions in conjunction with implementation of the rules adopted under Subsection (a) only for electric utility steam generating units, as defined by 40 C.F.R. Section 60.41a. The commission shall make a permanent allocation without cost to electric generating units as defined by 40 C.F.R. Section 51.123 using the United States Environmental Protection Agency's allocation method as specified by 40 C.F.R. Section 60.4142(a) (1) (i), as issued by that agency on March 15, 2005, or 40 C.F.R. Section 96.142 (a) (1) (i), as issued by that agency on March 10, 2005, as

applicable. The commission shall make new unit allocations for electric generating units in accordance with Section 416(b) of the federal Clean Air Act (42 U.S.C. Section 7651o).

(c) This section applies only while the federal rules cited in this section are enforceable and does not limit the authority of the commission to implement more stringent emissions control requirements.

(d) In adopting rules under Subsection (a), the commission shall incorporate any modifications to the federal rules cited in this section that result from a request for rehearing regarding those rules that is filed with the United States Environmental Protection Agency or from a petition for review of those rules that is filed with a court.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Chisum offered the following amendment to **CSHB 2481**:

Amend **CSHB 2481** on page 9, line 5, between the underlined comma and "and", by inserting "not less than 10 percent is to be allocated each year for qualifying non-diesel purchase, retrofit, repower, or lease incentives.".

Representative Bonnen moved to table Amendment No. 3.

The motion to table was lost.

(Flynn in the chair)

A record vote was requested.

Amendment No. 3 failed of adoption by (Record 431): 65 Yeas, 71 Nays, 2 Present, not voting.

Yeas — Allen, R.; Anderson; Berman; Blake; Bohac; Brown, B.; Brown, F.; Campbell; Casteel; Castro; Chavez; Chisum; Cook, R.; Davis, J.; Delisi; Eissler; Farabee; Frost; Gallego; Gattis; Goodman; Goolsby; Griggs; Guillen; Hamilton; Hardcastle; Harper-Brown; Hegar; Hope; Hopson; Howard; Hughes; Hunter; Hupp; Isett; Jones, D.; Jones, J.; Keffer, B.; Keffer, J.; King, T.; Laney; Martinez; McReynolds; Miller; Mowery; Olivo; Orr; Otto; Pitts; Quintanilla; Raymond; Ritter; Rodriguez; Rose; Seaman; Smith, W.; Smithee; Solomons; Swinford; Talton; Thompson; Van Arsdale; West; Wong; Woolley.

Nays — Allen, A.; Alonzo; Anchia; Baxter; Bonnen; Branch; Burnam; Coleman; Cook, B.; Corte; Crabb; Crownover; Davis, Y.; Dawson; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Eiland; Elkins; Escobar; Flores; Geren; Giddings; Gonzales; Gonzalez Toureilles; Grusendorf; Haggerty; Hamric; Hartnett; Hilderbran; Hill; Hochberg; Hodge; Homer; Jackson; King, P.; Kolkhorst; Krusee; Kuempel; Laubenberg; Leibowitz; Madden; Martinez Fischer; McCall; McClendon; Merritt; Moreno, J.; Moreno, P.; Morrison; Naishtat; Nixon; Oliveira; Paxton; Peña; Phillips; Puente; Reyna; Riddle; Smith, T.; Solis; Strama; Straus; Turner; Uresti; Veasey; Villarreal; Vo; Zedler.

Present, not voting — Mr. Speaker; Flynn(C).

Absent, Excused — Noriega, M.

Absent — Bailey; Callegari; Edwards; Farrar; Herrero; Keel; Luna; Menendez; Pickett; Taylor; Truitt.

STATEMENTS OF VOTE

I was shown voting yes on Record No. 431. I intended to vote no.

Castro

I was shown voting yes on Record No. 431. I intended to vote no.

Eissler

I was shown voting yes on Record No. 431. I intended to vote no.

Guillen

When Record No. 431 was taken, I was in the house but away from my desk. I would have voted no.

Herrero

I was shown voting no on Record No. 431. I intended to vote yes.

Puente

Amendment No. 4

Representative W. Smith offered the following amendment to **CSHB 2481**:

Amend **CSHB 2481** on page 9, line 5, between "verification," and "and", by inserting the following:

not more than \$12,500,000 is to be allocated each year to be administered by the commission to fund a study of regional ozone formation in this state, meteorological and chemical modeling, and issues related to ozone formation by ozone precursors and fine particular matter formation in this state,

Amendment No. 4 was adopted.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business in the district:

Bailey on motion of Phillips.

CSHB 2481 - (consideration continued)

Amendment No. 5

Representative Hochberg offered the following amendment to **CSHB 2481**:

Amend **CSHB 2481** as follows:

(1) Insert the following appropriately numbered sections:

SECTION ____ . Section 386.051(b), Health and Safety Code, is amended to read as follows:

(b) Under the plan, the commission and the comptroller shall provide grants or other funding for:

(1) the diesel emissions reduction incentive program established under Subchapter C, including for infrastructure projects established under that subchapter;

(2) the motor vehicle purchase or lease incentive program established under Subchapter D; ~~and~~

(3) the new technology research and development program established under Chapter 387; and

(4) the clean school bus program established under Chapter 390.

SECTION ____. Section 386.052(b), Health and Safety Code, is amended to read as follows:

(b) Appropriate commission objectives include:

(1) achieving maximum reductions in oxides of nitrogen to demonstrate compliance with the state implementation plan;

(2) preventing areas of the state from being in violation of national ambient air quality standards; ~~and~~

(3) achieving cost-saving and multiple benefits by reducing emissions of other pollutants; and

(4) achieving reductions of emissions of diesel exhaust from school buses.

(2) Strike page 7, lines 4 and 5, and substitute the following:

SECTION 11. Section 386.252, Health and Safety Code, is amended by amending Subsection (a) and adding Subsection (c) to read as follows:

(3) On page 7, line 11, between "than" and "10", insert "1.5 percent may be used for the clean school bus program and not more than".

(4) On page 8, strike lines 6 and 7 and substitute the following:

(c) Money in the fund may be allocated to the clean school bus program only if the money is available for that purpose after money is allocated as needed to achieve the emissions reduction objectives in the state implementation plan.

SECTION 12. Effective September 1, 2008, Section 386.252, Health and Safety Code, is amended by amending Subsection (a) and adding Subsection (c) to read as follows:

(5) On page 8, line 13, between "than" and "10", insert "1.5 percent may be used for the clean school bus program and not more than".

(6) On page 9, between lines 14 and 15, insert the following:

(c) Money in the fund may be allocated to the clean school bus program only if the money is available for that purpose after money is allocated as needed to achieve the emissions reduction objectives in the state implementation plan.

(7) Insert the following appropriately numbered section:

SECTION ____. Subtitle C, Title 5, Health and Safety Code, is amended by adding Chapter 390 to read as follows:

CHAPTER 390. CLEAN SCHOOL BUS PROGRAM

Sec. 390.001. DEFINITIONS. In this chapter:

(1) "Diesel exhaust" means one or more of the air pollutants emitted from an engine by the combustion of diesel fuel, including particulate matter, nitrogen oxides, volatile organic compounds, air toxics, and carbon monoxide.

(2) "Incremental cost" has the meaning assigned by Section 386.001.

(3) "Program" means the clean school bus program established under this chapter.

(4) "Qualifying fuel" includes any liquid or gaseous fuel or additive registered or verified by the United States Environmental Protection Agency, other than standard gasoline or diesel, that is ultimately dispensed into a school bus that provides reductions of emissions of particulate matter.

(5) "Retrofit" has the meaning assigned by Section 386.101.

Sec. 390.002. PROGRAM. (a) The commission shall establish and administer a clean school bus program designed to reduce the exposure of school children to diesel exhaust in and around diesel-fueled school buses. Under the program, the commission shall provide grants for eligible projects to offset the incremental cost of projects that reduce emissions of diesel exhaust.

(b) Projects that may be considered for a grant under the program include:

(1) diesel oxidation catalysts for school buses built before 1994;

(2) diesel particulate filters for school buses built from 1994 to 1998;

(3) the purchase and use of emission-reducing add-on equipment for school buses, including devices that reduce crankcase emissions;

(4) the use of qualifying fuel; and

(5) other technologies that the commission finds will bring about significant emissions reductions.

Sec. 390.003. APPLICATION FOR GRANT. (a) A school district in this state that operates one or more diesel-fueled school buses or a transportation system provided by a countywide school district may apply for and receive a grant under the program.

(b) The commission may adopt guidelines to allow a regional planning commission, council of governments, or similar regional planning agency created under Chapter 391, Local Government Code, or a private nonprofit organization to also apply for and receive a grant to improve the ability of the program to achieve its goals.

(c) An application for a grant under this chapter must be made on a form provided by the commission and must contain the information required by the commission.

Sec. 390.004. ELIGIBILITY OF PROJECTS FOR GRANTS. (a) The commission by rule shall establish criteria for setting priorities for projects eligible to receive grants under this chapter. The commission shall review and may modify the criteria and priorities as appropriate.

(b) A school bus proposed for retrofit must be used on a regular, daily route to and from a school and have at least five years of useful life remaining unless the applicant agrees to remove the retrofit device at the end of the life of the bus and reinstall the device on another bus.

Sec. 390.005. RESTRICTION ON USE OF GRANT. A recipient of a grant under this chapter shall use the grant to pay the incremental costs of the project for which the grant is made, which may include the reasonable and necessary expenses incurred for the labor needed to install emissions-reducing equipment. The recipient may not use the grant to pay the recipient's administrative expenses.

Sec. 390.006. EXPIRATION. This chapter expires August 31, 2013.

(8) Renumber the sections of the bill accordingly.

Amendment No. 5 was adopted.

CSHB 2481, as amended, was passed to engrossment. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

(Speaker in the chair)

**GENERAL STATE CALENDAR
HOUSE BILLS
SECOND READING**

The following bills were laid before the house and read second time:

**HB 295 ON SECOND READING
(by McClendon)**

HB 295, A bill to be entitled An Act relating to the removal of a member of a junior college district board of trustees for failure to attend board meetings.

Representative McClendon moved to postpone consideration of **HB 295** until 10 a.m. May 11.

The motion prevailed.

**CSHB 511 ON SECOND READING
(by Hochberg, Vo, and Herrero)**

CSHB 511, A bill to be entitled An Act relating to the processing of consumer rebates.

CSHB 511 was passed to engrossment. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

**CSHB 628 ON SECOND READING
(by Giddings and Gonzalez Toureilles)**

CSHB 628, A bill to be entitled An Act relating to debt collection after a consumer has filed a report with a law enforcement agency.

CSHB 628 was passed to engrossment. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of appropriations business:

McClendon on motion of Homer.

HB 1021 ON SECOND READING
(by Giddings)

HB 1021, A bill to be entitled An Act relating to the right of first refusal in certain real estate transactions.

Amendment No. 1 (Committee Amendment No. 1)

Representative Bohac offered the following committee amendment to **HB 1021**:

Amend **HB 1021** as follows:

- (1) On page 1, line 7, strike "(a)".
- (2) On page 1, strike lines 11-13.

Amendment No. 1 was adopted.

HB 1021, as amended, was passed to engrossment. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

CSHB 1153 ON SECOND READING
(by Gonzales, Martinez, and Peña)

CSHB 1153, A bill to be entitled An Act relating to the creation of an additional judicial district in Hidalgo County.

CSHB 1153 was passed to engrossment. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

CSHB 1214 ON SECOND READING
(by Morrison)

CSHB 1214, A bill to be entitled An Act relating to tuition and other charges and fees imposed by the governing board of a junior college district.

CSHB 1214 was passed to engrossment. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

HB 1568 ON SECOND READING
(by Geren)

HB 1568, A bill to be entitled An Act relating to the definition of an agricultural operation.

Amendment No. 1

Representative McReynolds offered the following amendment to **HB 1568**:

Amend **HB 1568** on page 1 by striking lines 15-18 and substituting the following:

(G) silviculture;

(H) raising or keeping livestock or poultry; and
(I) planting cover crops or leaving land idle for the purpose of participating in any governmental program or normal crop or livestock rotation procedure.

Amendment No. 1 was adopted.

HB 1568, as amended, was passed to engrossment. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

CSHB 2013 ON SECOND READING
(by Giddings)

CSHB 2013, A bill to be entitled An Act relating to the extension of credit to a victim of identity theft.

Representative Giddings moved to postpone consideration of **CSHB 2013** until 10 a.m. May 5.

The motion prevailed.

CSHB 2110 ON SECOND READING
(by Berman, Driver, Hupp, Keel, and P. King)

CSHB 2110, A bill to be entitled An Act relating to the applicability of certain weapon laws to certain prosecutors and certain court employees.

(Goodman in the chair)

Amendment No. 1

Representative Frost offered the following amendment to **CSHB 2110**:

Amend **CSHB 2110** (committee printing) on page 3, line 1, by striking "criminal district attorney" and substituting "criminal district attorney, or county attorney".

Amendment No. 1 was adopted.

CSHB 2110 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE JACKSON: Mr. Berman, you and I have talked about this—there is no intention in this bill for use, on occasion, additional employees to be hired to act as bailiffs?

REPRESENTATIVE BERMAN: Absolutely not. This is, for those counties where they are using noncommissioned bailiffs in the courts now, to allow those bailiffs who otherwise have a concealed handgun license and who are requested by their judge to carry a weapon for security purposes in the courtroom. It will not require the hiring of any additional personnel and there is no fiscal note on this bill.

JACKSON: This bill does not intend to give the judge the authority to appoint someone as an employee, who the commissioner or the court would have to pay, who is currently not on the payroll, correct?

BERMAN: That is correct.

JACKSON: Thank you.

REMARKS ORDERED PRINTED

Representative Jackson moved to print remarks between Representative Berman and Representative Jackson.

The motion prevailed.

CSHB 2110, as amended, was passed to engrossment. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

CSHB 2266 ON SECOND READING

(by Baxter)

CSHB 2266, A bill to be entitled An Act relating to the authority of municipalities to enact a requirement that establishes the sales price for certain housing units or residential lots.

Representative Baxter moved to postpone consideration of **CSHB 2266** until 10 a.m. April 29.

The motion prevailed.

HB 2313 ON SECOND READING

(by Miller)

HB 2313, A bill to be entitled An Act relating to noxious and invasive plants; providing a criminal penalty.

HB 2313 was passed to engrossment. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

HB 2340 ON SECOND READING

(by Corte)

HB 2340, A bill to be entitled An Act relating to grants and loans for certain economic development projects to assist defense communities affected by the federal military base realignment and closure process.

Amendment No. 1 (Committee Amendment No. 1)

Representative Corte offered the following committee amendment to **HB 2340**:

Amend **HB 2340** as follows:

(1) On page 1, line 7, strike "Section 436.1531" and substitute "Sections 436.1531 and 436.1532".

(2) On page 3, between lines 1 and 2, insert:

Sec. 436.1532. LOANS FOR COMMUNITIES POSITIVELY AFFECTED BY DEFENSE BASE RESTRUCTURING. (a) The commission may provide a loan of financial assistance to a defense community for an infrastructure project to accommodate new or expanded military missions assigned to a military facility located in, near, or adjacent to the defense community as a result of the United States Department of Defense base realignment process. The loan shall be made from the Texas military value revolving loan account established under Section 436.156.

(b) On receiving an application for a loan under this section, the commission shall evaluate the infrastructure project to determine how the project will assist the defense community in accommodating the new or expanded military missions that are assigned to the military facility.

(c) If the commission determines that the project will assist the defense community in accommodating the new or expanded military missions that are assigned to the military facility, the commission shall:

(1) analyze the creditworthiness of the defense community to determine the defense community's ability to repay the loan; and

(2) evaluate the feasibility of the project to be financed to ensure that the defense community has pledged a source of revenue or taxes sufficient to repay the loan for the project.

(d) If the commission determines that the funds will be used to finance an infrastructure project to accommodate new or expanded military missions assigned to the military facility located in, near, or adjacent to the defense community and that the project is financially feasible, the commission may award a loan to the defense community for the project. The commission shall enter into a written agreement with a defense community that is awarded a loan. The agreement must contain the terms and conditions of the loan, including the loan repayment requirements.

(e) The commission shall notify the Texas Public Finance Authority of the amount of the loan and the recipient of the loan and request the authority to issue general obligation bonds in an amount necessary to fund the loan. The commission and the authority shall determine the amount and time of a bond issue to best provide funds for one or multiple loans.

(f) The commission shall administer the loans to ensure full repayment of the general obligation bonds issued to finance the project.

(g) A project financed with a loan under this section must be completed on or before the fifth anniversary of the date the loan is awarded.

(h) The amount of a loan under this section may not exceed the total cost of the project.

(3) On page 4, line 5, strike "or" and substitute "[or]".

(4) On page 4, line 8, between "community" and the period, insert the following:

; or

(5) a defense base development authority created under Chapter 379B, Local Government Code

(5) Add the following appropriately numbered SECTION to the bill and renumber the remaining SECTIONS of the bill as appropriate:

SECTION 6. Subchapter A, Chapter 486, Government Code, is amended by adding Section 486.010 to read as follows:

Sec. 486.010. DEFENSE-DEPENDENT COMMUNITY WITH MORE THAN ONE MILITARY FACILITY. For purposes of the preference for adversely affected defense-dependent communities under Section 486.002(b), a defense-dependent community that contains or is near more than one military facility is considered an adversely affected defense-dependent community if the local governmental entity is applying for a grant under this subchapter for a project relating to the military facility that is closed or whose operations are significantly reduced.

Amendment No. 1 was adopted.

HB 2340, as amended, was passed to engrossment. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

CSHB 2438 ON SECOND READING
(by Haggerty and Quintanilla)

CSHB 2438, A bill to be entitled An Act relating to the acquisition and regulation of manufactured homes.

Amendment No. 1

Representative Quintanilla offered the following amendment to **CSHB 2438**:

Amend **CSHB 2438** (house committee report) by adding the following appropriately numbered section and by renumbering subsequent sections accordingly:

SECTION __. Subchapter Z, Chapter 2306, Government Code, is amended by adding Section 2306.591 to read as follows:

Sec. 2306.591. MANUFACTURED HOMES INSTALLED IN COLONIAS. (a) For a manufactured home to be approved for installation and use as a dwelling in a colonia:

(1) the home must be a HUD-code manufactured home, as defined by Section 1201.003, Occupations Code;

(2) the home must be habitable, as described by Section 1201.453, Occupations Code; and

(3) ownership of the home must be properly recorded with the manufactured housing division of the department.

(b) An owner of a manufactured home is not eligible to participate in a grant loan program offered by the department, including the single-family mortgage revenue bond program under Section 2306.142, unless the owner complies with Subsection (a).

Amendment No. 1 was adopted.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of appropriations business:

Kolkhorst on motion of Solomons.

CSHB 2438 - (consideration continued)**Amendment No. 2**

Representative Rodriguez offered the following amendment to **CSHB 2438**:

Amend **CSHB 2438** on page 16, between lines 1 and 2, by inserting the following:

(c) If negotiations related to the sale, exchange, or lease-purchase agreement are conducted primarily in a language other than English, the written warranty and disclosure must be provided to the consumer in the language in which the negotiations are conducted.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Thompson offered the following amendment to **CSHB 2438**:

Amend **CSHB 2438**, on page 15, by striking lines 23-24 and substituting the following:

(b) Unless, not later than the 65th [~~60th~~] day after the later of the installation date or the date of the purchase [sale, exchange, or lease-purchase] agreement, the

Amendment No. 3 was adopted.

CSHB 2438, as amended, was passed to engrossment. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

HB 2456 ON SECOND READING

(by Talton)

HB 2456, A bill to be entitled An Act relating to restrictions on the transfer of a fuel tank to a metal recycling entity.

Representative Talton moved to postpone consideration of **HB 2456** until 10 a.m. May 3.

The motion prevailed.

CSHB 2579 ON SECOND READING

(by Rodriguez, Hupp, and J. Davis)

CSHB 2579, A bill to be entitled An Act relating to procedures to ensure the involvement of parents or guardians of children placed in certain institutions.

CSHB 2579 was passed to engrossment. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

CSHB 2680 ON SECOND READING
(by Branch)

CSHB 2680, A bill to be entitled An Act relating to services provided by health care practitioners to charities and medically underserved areas and liability insurance for those practitioners.

CSHB 2680 was passed to engrossment. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

HB 2808 ON SECOND READING
(by Morrison)

HB 2808, A bill to be entitled An Act relating to the duties of the P-16 Council.

(Speaker in the chair)

Amendment No. 1

Representative Villarreal offered the following amendment to **HB 2808**:

Amend **HB 2808** by adding the following appropriately numbered section to the bill and renumbering the remaining sections appropriately:

SECTION _____. Subchapter C, Chapter 61, Education Code is amended by adding Section 61.0761 to read as follows:

Sec. 61.0761. P-16 COUNCIL EARLY CHILDHOOD TASK FORCE. (a) The P-16 Council shall create a blue ribbon task force on early childhood education to assist the council with the coordination of the public education system as provided by Section 61.076. The task force shall:

(1) study the resource needs of high-quality early childhood care and education programs including Head Start, Early Head Start, prekindergarten, after-school programs, and programs funded with federal child-care development funds;

(2) recommend options to secure additional funding for the programs;

(3) build on the work of the demonstration projects established in accordance with Section 29.160, Education Code, and analyze the barriers to and recommend combined criteria for the integration of early childhood care and education programs and Head Start programs, including differences in standards required for teaching staff, child-to-staff ratios, and the quality of instruction;

(4) establish a plan to implement, in phases, full-day prekindergarten programs for at-risk children and expand the eligibility criteria for those programs;

(5) develop a common set of high standards and eligibility criteria for community partnerships between school districts, early childhood care and education programs, and Head Start programs; and

(6) recommend methods to strengthen school readiness standards for early childhood education programs.

(b) The task force shall consist of nine members appointed by the P-16 Council as follows:

(1) three members of the public recommended by the governor;

(2) three members of the senate recommended by the lieutenant governor; and

(3) three members of the house of representatives recommended by the speaker of the house of representatives.

(c) The council shall appoint one of the public members recommended by the governor under Subsection (b) (1) as the public chair. The lieutenant governor and speaker of the house of representatives shall recommend to the council that one of the members recommended by each presiding officer under Subsection (b) be appointed as co-presiding officers with the public chair.

(d) The task force shall convene at the call of the presiding officers.

(e) The task force may form working groups consisting of members of the task force, members of the public involved in early childhood care, and other members of the legislature.

(f) Not later than September 1, 2006, the task force shall report the task force's findings and recommendations to the P-16 Council, the lieutenant governor, the speaker of the house of representatives, and the members of the 79th Legislature.

Amendment No. 1 was adopted.

HB 2808, as amended, was passed to engrossment. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

CSHB 2940 ON SECOND READING
(by Hilderbran)

CSHB 2940, A bill to be entitled An Act relating to stamps for migratory and upland game bird hunting.

CSHB 2940 was passed to engrossment. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

HB 3001 ON SECOND READING
(by Morrison, et al.)

HB 3001, A bill to be entitled An Act relating to the amount of the annual constitutional appropriation to certain agencies and institutions of higher education and to the allocation of those funds to those agencies and institutions.

Representative Morrison moved to postpone consideration of **HB 3001** until 10 a.m. May 2.

The motion prevailed.

CSHB 3010 ON SECOND READING
(by Grusendorf)

CSHB 3010, A bill to be entitled An Act relating to the transfer of a failure to attend school proceeding to juvenile court.

CSHB 3010 was passed to engrossment. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

HB 3275 ON SECOND READING
(by Isett)

HB 3275, A bill to be entitled An Act relating to abolishing the Agriculture Resources Protection Authority.

Representative Isett moved to postpone consideration of **HB 3275** until 10 a.m. May 5.

The motion prevailed.

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

SB 574 ON THIRD READING
(Pickett - House Sponsor)

SB 574, A bill to be entitled An Act relating to requirements for the issuance of land development permits by political subdivisions.

SB 574 was read third time earlier today and was postponed until this time.

Amendment No. 1

Representative Orr offered the following amendment to **SB 574**:

Amend **SB 574** on third reading, in SECTION 1 of the bill, in amended Section 245.004(2), Local Government Code, immediately after "park dedication," by inserting "property classification,".

Amendment No. 1 was adopted.

SB 574, as amended, was passed. (In accordance with House Rule 5, Section 51(b), every member present must have favored passage of the measure, but any member may register their position with the journal clerk. No members registered their position on this measure.)

SB 6 - REQUEST OF SENATE GRANTED
CONFERENCE COMMITTEE APPOINTED

On motion of Representative Hupp, the house granted the request of the senate for the appointment of a conference committee on **SB 6**.

The chair announced the appointment of the following conference committee, on the part of the house, on **SB 6**: Hupp, chair; Goodman; Talton; Uresti; and J. Davis.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Delisi requested permission for the Committee on Public Health to meet during bill referral today in E2.036, for a public hearing, to consider previously posted agenda.

Permission to meet was granted.

FIVE DAY POSTING RULE SUSPENDED

Representative Hilderbran moved to suspend the five day posting rule to allow the Committee on Culture, Recreation, and Tourism, Subcommittee on Billboards, to consider **HB 2183** at 1 p.m. tomorrow, in E2.012.

The motion prevailed.

Representative Dutton moved to suspend the five day posting rule to allow the Committee on Juvenile Justice and Family Issues to consider **HCR 153**.

The motion prevailed.

Representative Eiland moved to suspend the five day posting rule to allow the Committee on Pensions and Investments to consider **SB 1447** at 8 a.m. tomorrow.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

County Affairs will resume upon adjournment today, E2.016, for a public hearing, to consider posted and pending bills on today's agenda.

Local Government Ways and Means, upon adjournment today, Desk 73, for a formal meeting.

Insurance, upon adjournment today, Desk 24, for a formal meeting, to consider pending business.

State Affairs, upon adjournment today, Desk 9, for a formal meeting, to consider **HB 1094** and **HCR 155**.

Rules and Resolutions, upon adjournment today, Desk 133, for a formal meeting, to consider the calendar.

Energy Resources, upon adjournment today, E1.014, for a formal meeting, to consider pending business.

Culture, Recreation, and Tourism, Subcommittee on Billboards, 1 p.m. tomorrow, E2.012, for a public hearing, to consider **HB 2183**.

Pensions and Investments, 8 a.m. tomorrow, E1.010, for a public hearing, to consider **SB 1447** and other previously posted bills.

ADJOURNMENT

Representative Hardcastle moved that the house adjourn until 9:30 a.m. tomorrow in memory of Jessie Athalee Kiser of Nocona.

The motion prevailed.

The house accordingly, at 4:07 p.m., adjourned until 9:30 a.m. tomorrow.

ADDENDUM

SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

House List No. 32

HCR 9

Senate List No. 10

SB 245

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

April 26

Border and International Affairs - **HB 3473**

Business and Industry - **SB 359**

Corrections - **HB 1421, HB 2036, HB 2837**

County Affairs - **HB 281, HB 1140, HB 2164, HB 2458, HB 2463, HB 2560, HB 2694, HB 2695, HB 3080, HB 3164, HB 3514**

Criminal Jurisprudence - **HB 51, HB 375, HB 692, HB 1388, HB 1467, HB 1634, HB 2754, HB 2823, HB 3093, HB 3154**

Defense Affairs and State-Federal Relations - **HB 3112, HB 3114, HB 3162, SB 1217**

Economic Development - **HB 1738, HB 2959, SB 593**

Elections - **HB 1023, HB 2000, HB 2454, HB 2751**

Energy Resources - **HB 2986**

Environmental Regulation - **SB 485, SB 1298, SB 1299**

Financial Institutions - **HB 1682, HB 2536, SB 709, SB 1563, SJR 21**

Government Reform - **HB 26, HB 2048**

Insurance - **HB 584, HB 686, HB 888, HB 1571, HB 2678, HB 2883, HB 2941, HB 3048, HB 3376**

Judiciary - **HB 934, HB 2011, HB 3547, HB 3570, SB 321, SB 441, SB 550**

Law Enforcement - **HB 1037, HB 1789, HB 2303, HB 2304**

Licensing and Administrative Procedures - **HB 2310, HB 2526**

Natural Resources - **HB 1054, HB 1055, SB 374**

Pensions and Investments - **HB 1079, HB 1655, HB 2390, HB 2747, HB 2772, HB 3200, HCR 143, SB 262**

Public Health - **HB 972, HB 1040, HB 1252, HB 1366, HB 2145, HB 3100**

State Affairs - **HB 702**

Transportation - **HB 245, SB 637, SB 1641**

ENGROSSED

April 26 - HB 418, HB 440, HB 480, HB 798, HB 850, HB 916, HB 1036, HB 1189, HB 1213, HB 1316, HB 1418, HB 1430, HB 1483, HB 1599, HB 1688, HB 1708, HB 1833, HB 2077, HB 2333, HB 2370, HJR 6, HJR 54, HJR 87

ENROLLED

April 26 - HCR 110

